

**IN THE U.S. PATENT AND TRADEMARK OFFICE**

**PATENTS**

In re Application of: Agoston, Pribluda, and Green

Docket No. 43170-219693

Serial No. 09/641,327

(05213-0730)

Filed: August 18, 2000

For: Method for Inhibiting Angiogenesis with 2-Methoxyestradiol

**RESPONSE TO NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION**

Attention: Office of Petitions  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**RECEIVED**

**DEC 12 2000**

Sir:

**OFFICE OF PETITIONS**

Transmitted herewith are papers in the above-identified application.

- ☒ Return Copy of Formalities Letter – Notice of Incomplete Nonprovisional Application.
- ☒ Petition to Accord a Filing Date Under 37 C.F.R. §1.53 and §1.17(i), with copies of Fig. 1, and U.S. Patent Nos. 5,504,074 and 5,661,143.
- ☒ The additional fee is calculated as shown below.
- ☒ Applicant claims small entity status.

FOR:	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE			<b>\$355</b>	<b>355</b>	<b>\$710</b>	
TOTAL CLAIMS	10 - 20 =	0	x9 =		x18 =	
INDEP. CLAIMS	2 - 3 =	0	x40 =		x80 =	
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED			+135 =		+270 =	
<input type="checkbox"/> LATE-FILING SURCHARGE			+65 =		+130 =	
<input type="checkbox"/> FOREIGN LANGUAGE SURCHARGE			+130 =		+130 =	
<input checked="" type="checkbox"/> OTHER Petition Fee				130	+435 =	
			<b>TOTAL</b>	485.00	<b>TOTAL</b>	

- ☒ A check in the amount of \$355 to cover the Patent Application Filing Fee is attached.
- ☒ A check in the amount of \$130 to cover the Petition Fee is attached.
- ☒ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR §1.16, or credit any overpayment, to Account No. 11-0855. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Office of Petitions, Washington, D.C. 20231, on December 6, 2000

Suzanne Seavello Shope  
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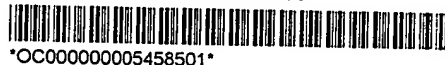
## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/641,327	08/18/2000	Gregory E. Agoston	05213-0730

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## FORMALITIES LETTER



\*OC000000005458501\*

Date Mailed: 10/06/2000

## NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(i)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

- The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." *Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).*

The required items noted below SHOULD be filed along with any items required above. The filing date of this nonprovisional application will be the date of receipt of the items required above. The items noted below must be filed no later than **TWO MONTHS FROM THE FILING DATE ACCORDED THIS APPLICATION.**

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The balance due by applicant is \$ 690.00.

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*A copy of this notice **MUST** be returned with the reply.*

*Lizbeth Riera*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE